

1
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK

4 THABO SEFOLOSHA,

5 Plaintiff,

Action No. 1

6 - against -

Case No.
16 Civ. 2564
(JMF)

7 P.O. JOHN PAUL GIACONA, P.O. JORDAN
8 ROSSI, P.O. RICHARD CASTER, P.O.
9 DANIEL DONGVORT, P.O. MICHAEL
10 O'SULLIVAN, and THE CITY OF NEW YORK,

11 Defendants.

12 -----x
13 (Caption continues on next page.)

14 EXAMINATION BEFORE TRIAL of the Defendant,
15 POLICE OFFICER PAUL GIACONA, s/h/a P.O. JOHN
16 PAUL GICONA, taken pursuant to Order, held at
17 the law offices of JAROSLAWICZ & JAROS, PLLC,
18 225 Broadway, 24th Floor, New York, New York
19 10007, on November 17, 2016, commencing at
20 11:45 a.m., before KAREN VIGGIANO, a Shorthand
21 Reporter and Notary Public within and for the
22 State of New York.

23 REINIG REPORTING, INC.
24 192 Lexington Avenue
25 Suite 805
New York, New York 10016
(212) 684-7298

1
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK

4 -----X
5 PERO ANTIC,

6 Plaintiff, Action No. 2

7 -against -

8 Case No.
9 16-cv-2425
10 (JMF)

11 THE CITY OF NEW YORK, POLICE
12 OFFICER RICHARD Caster,
13 individually and in his capacity
14 as a member of the New York City
15 Police Department, POLICE OFFICER
16 PAUL GIACONA, individually and in
17 His capacity as a member of the
18 New York City Police Department,
19 POLICE OFFICER DANIEL DONGVORT,
20 individually and in his capacity
21 As a member of the New York City
22 Police Department, POLICE OFFICER
23 MICHAEL SULLIVAN, individually and
24 in his capacity as a member of the
25 New York City Police Department,
and JOHN and JANE DOES, said names
being fictitious and intended to
represent individual officers,
members, agents, servants and/or
employees of the New York City
Police Department in their
Individual and official capacity,

Defendants.

-----X

1

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23

24

25

1 P.O. P. Giacona

2 Q What happens next?

3 A At that point we tried to
4 establish the crime scene as Sergeant Fontana
5 instructed us to clear the establishments of 1
6 Oak and Artichoke Pizza. He wanted every one
7 cleared to Tenth Avenue, either southbound to
8 West 16th or northbound to 18th Street and
9 establish a crime scene about 15 feet east of
10 the door so all patrons may exit 1 Oak, and
11 that's it.

12 Q Before testifying here today,
13 what, if anything, did you review?

14 A I reviewed the transcript.

15 Q Of?

16 A My testimony.

17 Q At the trial?

18 A Of the trial, yes.

19 Q What about CCRB?

20 A Yes.

21 Q What about your other CCRB
22 appearance?

23 A Yes.

24 Q What else did you review?

25 A The TMZ video.

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